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In re Application of	:	
Naicker et al.	:	
Application No.: 10/579,806	:	DECISION
PCT No.: PCT/IB04/04060	:	
Int. Filing Date: 10 December 2004	:	ON
Priority Date: 10 December 2003	:	
Attorney Docket No.: 06-361	:	PETITION
For: System For Playing A Bingo-Type Game	:	

This is in response to the "Petition To Withdraw Improper Holding Of Abandonment" filed on 15 August 2008.

DISCUSSION

In a Decision mailed on 07 January 2008, the renewed petition under 37 CFR 1.47(a) filed on 30 November 2007 was granted.

On 24 June 2008, a Notice of Abandonment was mailed to counsel, indicating that this application had become abandoned for failure to timely reply to an unspecified Decision on Petition.

Petitioner argues that the holding of abandonment was improper because, on 30 November 2007, applicants filed a response to the Decision mailed on 01 October 2007, and because no reply was required by the Decision mailed on 07 January 2008. Review of the record reveals that the response filed on 30 November 2007 was in fact received, and that in view of that response, the Decision mailed on 07 January 2008 granted the requested relief. No response to the decision mailed on 07 January 2008 was required. Therefore, the Notice of Abandonment mailed on 24 June 2008 was issued in error, and it is hereby VACATED. The holding of abandonment is hereby WITHDRAWN.

DECISION

The petition is GRANTED.

The application is being returned to the National Stage Processing Branch for processing as the U.S. National Stage of the above-identified international application. Its date under 35 U.S.C. 371(c)(1), (2) and (4) is 07 August 2007.

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